

Ravenel	Smith (OR)	Vucanovich
Rogers	Spence	Walker
Rose	Spratt	Watt
Saxton	Stump	Williams
Schaefer	Tanner	Young (AK)
Scott	Taylor (NC)	
Sisisky	Thompson	

ANSWERED "PRESENT"—1

Applegate

NOT VOTING—14

Andrews (TX)	Gallo	Reynolds
Borski	Hastings	Sundquist
Brooks	Michel	Valentine
Crane	Natcher	Washington
Edwards (CA)	Portman	

So the amendment was agreed to.

After some further time,

The SPEAKER pro tempore, Mr. TORRES, assumed the Chair.

When Mr. PRICE of North Carolina, Chairman, reported that the Committee, having had under consideration said bill, had come to no resolution thereon.

120.20 PERMISSION TO FILE REPORT

On motion of Mr. MOAKLEY, by unanimous consent, the Committee on Rules was granted permission until midnight tonight to file a privileged report (Rept. No. 103-429) on the concurrent resolution (H. Con. Res. 218) setting forth the congressional budget for the United States Government for fiscal years 1995, 1996, 1997, 1998, and 1999.

120.21 HOUR OF MEETING

On motion of Mr. WISE, by unanimous consent,

Ordered, That when the House adjourns today, it adjourn to meet at 10 o'clock a.m. on Thursday, March 10, 1994.

120.22 TOY SAFETY

On motion of Mrs. COLLINS of Illinois, by unanimous consent, the bill (H.R. 965) to provide for toy safety and for other purposes; together with the following amendment of the Senate thereto, was taken from the Speaker's table:

Strike out all after the enacting clause and insert:

SECTION 1. SHORT TITLE.

This Act may be cited as the "Child Safety Protection Act".

TITLE 1—TOY LABELING REQUIREMENTS
SEC. 101. REQUIREMENTS FOR LABELING CERTAIN TOYS AND GAMES.

(a) REQUIREMENT UNDER FEDERAL HAZARDOUS SUBSTANCES ACT.—The Federal Hazardous Substances Act (15 U.S.C. 1261 et seq.) is amended by adding at the end the following new section:

"SEC. 24. REQUIREMENTS FOR LABELING CERTAIN TOYS AND GAMES.

"(a) TOYS OR GAMES FOR CHILDREN WHO ARE AT LEAST 3.—

"(1) REQUIREMENT.—The packaging of any toy or game intended for use by children who are at least 3 years old but not older than 6 years (or such other upper age limit as the Commission may determine, which may not be less than 5 years old), any descriptive material which accompanies such toy or game, and, in the case of bulk sales of such toy or game when unpackaged, any bin, container for retail display, or vending machine from which the unpackaged toy or game is dispensed shall bear or contain the cautionary

statement described in paragraph (2) if the toy or game—

"(A) is manufactured for sale, offered for sale, or distributed in commerce in the United States, and

"(B) includes a small part, as defined by the Commission.

"(2) LABEL.—The cautionary statement required by paragraph (1) for a toy or game shall be as follows:



" **WARNING:**

**CHOKING HAZARD—Small parts.
Not for children under 3 yrs.**

"(b) BALLOONS, SMALL BALLS, AND MARBLES.—

"(1) REQUIREMENT.—In the case of any latex balloon, any ball with a diameter of 1.75 inches or less intended for children 3 years of age or older, any marble intended for children 3 years of age or older, or any toy or game which contains such a balloon, ball, or marble, which is manufactured for sale, offered for sale, or distributed in commerce in the United States—

"(A) the packaging of such balloon, ball, marble, toy, or game,

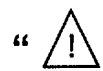
"(B) any descriptive material which accompanies such balloon, ball, marble, toy, or game, and

"(C) in the case of bulk sales of any such product when unpackaged, any bin, container for retail display, or vending machine from which such unpackaged balloon, ball, marble, toy, or game is dispensed,

shall bear or contain the cautionary statement described in paragraph (2).

"(2) LABEL.—The cautionary statement required under paragraph (1) for a balloon, ball, marble, toy, or game shall be as follows:

"(A) BALLOONS.—In the case of balloons, or toys or games that contain latex balloons, the following cautionary statement applies:



" **WARNING:**

CHOKING HAZARD—Children under 8 yrs. can choke or suffocate on uninflated or broken balloons. Adult supervision required.

**Keep uninflated balloons from children.
Discard broken balloons at once.**

"(B) BALLS.—In the case of balls, the following cautionary statement applies:



" **WARNING:**

**CHOKING HAZARD—This toy is a small ball.
Not for children under 3 yrs.**

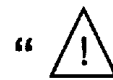
"(C) MARBLES.—In the case of marbles, the following cautionary statement applies:



" **WARNING:**

**CHOKING HAZARD—This toy is a marble.
Not for children under 3 yrs.**

"(D) TOYS AND GAMES.—In the case of toys or games containing balls, the following cautionary statement applies:



" **WARNING:**

**CHOKING HAZARD—Toy contains a small ball.
Not for children under 3 yrs.**

In the case of toys or games containing marbles, the following cautionary statement applies:



" **WARNING:**

**CHOKING HAZARD—Toy contains a marble.
Not for children under 3 yrs.**

"(c) GENERAL LABELING REQUIREMENTS.—

"(1) IN GENERAL.—Except as provided in paragraphs (2) and (3), any cautionary statement required under subsection (a) or (b) shall be—

"(A) displayed in its entirety on the principal display panel of the product's package, and on any descriptive material which accompanies the product, and, in the case of bulk sales of such product when unpackaged, on the bin, container for retail display of the product, and any vending machine from which the unpackaged product is dispensed, and

"(B) displayed in the English language in conspicuous and legible type in contrast by typography, layout, or color with other printed matter on such package, descriptive materials, bin, container, and vending machine, and in a manner consistent with part 1500 of title 16, Code of Federal Regulations (or successor regulations thereto).

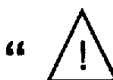
"(2) EXCEPTION FOR PRODUCTS MANUFACTURED OUTSIDE UNITED STATES.—In the case of a product manufactured outside the United States and directly shipped from the manufacturer to the consumer by United States mail or other delivery service, the accompanying material inside the package of the product may fail to bear the required statement if other accompanying material shipped with the product bears such statement.

"(3) SPECIAL RULES FOR CERTAIN PACKAGES.—(A) A cautionary statement required by subsection (a) or (b) may, in lieu of display on the principal display panel of the product's package, be displayed on another panel of the package if—

"(i) the package has a principal display panel of 15 square inches or less and the required statement is displayed in three or more languages; and

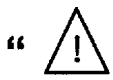
"(ii) the statement specified in subparagraph (B) is displayed on the principal display panel and is accompanied by an arrow or other indicator pointing toward the place on the package where the statement required by subsection (a) or (b) appears.

"(B)(i) In the case of a product to which subsection (a), subsection (b)(2)(B), subsection (b)(2)(C), or subsection (b)(2)(D) applies, the statement specified by this subparagraph is as follows:



" **SAFETY WARNING**

"(ii) In the case of a product to which subsection (b)(2)(A) applies, the statement specified by this subparagraph is as follows:



" **WARNING—CHOKING HAZARD**

"(d) TREATMENT AS MISBRANDED HAZARDOUS SUBSTANCE.—A balloon, ball, marble,